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FACEBOOK, INC.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

FACEBOOK, INC.,

Plaintiffs,

v.

POWER VENTURES, INC. a Cayman Island Corporation.; STEVE VACHANI, an individual; DOE 1, d/b/a POWER.COM, DOES 2-25, inclusive,

Defendants.

Case No. 5:08-cv-05780 JW

**FACEBOOK INC.'S MOTION FOR ADMINISTRATIVE RELIEF TO FILE UNDER SEAL, PURSUANT TO CIVIL LOCAL RULE 79-5(B)**

Dept: Courtroom 9, 19th Floor  
Judge: Honorable James Ware

1 Pursuant to Civil Local Rule 79-5(b), Facebook Inc. respectfully submits this Motion for  
 2 Administrative Relief to File under Seal the following: 1) portions of Exhibits 8 and 9 attached to  
 3 the Declaration of Morvarid Metanat in Support of Facebook's Motion for Partial Summary  
 4 Judgment under California Penal Code § 502 and the Computer Fraud and Abuse Act, 18 U.S.C.  
 5 § 1030 ("Metanat Decl."); and 2) portions of Facebook's Motion for Partial Summary Judgment  
 6 under California Penal Code § 502 and the Computer Fraud and Abuse Act, 18 U.S.C. § 1030.  
 7 This Motion is accompanied by the Declaration of Theresa A. Sutton in Support of Facebook's  
 8 Administrative Motion ("Sutton Decl.") as well as the attached Proposed Order.

9 Pursuant to the parties' February 4, 2011 Protective Order (Dkt. No. 95), Facebook has  
 10 designated as "Highly Confidential—Attorneys' Eyes Only," portions of Exhibit 8 (the  
 11 Declaration of Joseph Cutler in Support of Facebook's Motion for Partial Summary Judgment for  
 12 Liability under the CAN-SPAM Act and Exhibits attached thereto), and Exhibit 9 (the  
 13 Declaration of Ryan McGeehan in Support of Facebook's Motion for Partial Summary Judgment  
 14 for Liability under the CAN-SPAM Act and Exhibits attached thereto). These Exhibits contain  
 15 commercially sensitive and propriety information that has not been disclosed publicly. As  
 16 described in the Sutton Declaration attached hereto, a compelling need exists to maintain the  
 17 secrecy of portions of these Exhibits and portions of Facebook's Motion for Partial Summary  
 18 Judgment. Facebook, therefore, respectfully requests that the Court grant its Motion for  
 19 Administrative Relief to Seal portions of these documents, as detailed in the Sutton Declaration.

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Dated: November 17, 2011

ORRICK, HERRINGTON &amp; SUTCLIFFE LLP

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/s/ *Theresa A. Sutton* /s/  
**THERESA A. SUTTON**  
 Attorneys for Plaintiff  
 FACEBOOK, INC.